

Mail completed form to:

PUBLIC UTILITIES COMMISSION
500 EAST CAPITOL AVENUE
PIERRE, SD 57501
ATTN: SOUTH DAKOTA ONE CALL BOARD

RECEIVED
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SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

COMPLAINT

COMPLETE INFORMATION IS REQUIRED - ADDITIONAL PAGES MAY BE USED IF REQUIRED

ALLEGATION OF PROBABLE VIOLATION(S) OF SOUTH DAKOTA ONE CALL LAWS

I. ACTION REQUESTED BY:

COMPLAINT FILED BY INDIVIDUAL ___ OR BUSINESS* ☒ PERSON FILING COMPLAINT: Brian Ramlo
COMPANY: B&R Tree Moving ADDRESS: 2115 28th Ave N, Brookings, SD 57006
PHONE NUMBER: 605-690-1400 EMAIL ADDRESS: b.ramlo@tctel.com
SIGNATURE OF COMPLAINANT: Brian Ramlo DATE: 9-5-04

*If the complaint is filed on behalf of a Company, the person signing this form should have the proper authority to file the complaint.

II. ACTION REQUESTED AGAINST:

NAME OF EXCAVATOR/FACILITY OPERATOR: Gleason's Instant Tree Co. PHONE NUMBER: 605-368-2678
ADDRESS: 27226-471st Ave, Harrisburg, SD 57032
WAS A LOCATE REQUESTED FROM SD ONE CALL? YES ___ NO ☒
LOCATE TICKET #: _____ START DATE ON TICKET: _____
DID EXCAVATOR WAIT UNTIL THE START DATE/TIME ON THE TICKET BEFORE COMMENCING EXCAVATION?
YES ___ NO ___ N/A ☒
WERE BURIED FACILITIES EXPOSED BY HAND OR WITH NON-INVASIVE EQUIPMENT PRIOR TO EXCAVATION?
YES ___ NO ___ N/A ☒

III. FACILITY INVOLVED (IF ANY)

TYPE OF FACILITY INVOLVED: n/a
OPERATOR OF FACILITY (IF KNOWN): _____
OPERATOR ADDRESS: _____
PHONE NUMBER: _____

IV. MARKING

WERE FACILITIES MARKED? YES ___ NO X N/A ___

WAS THE MARKING COMPLETE PRIOR TO THE START TIME ON THE TICKET? YES ___ NO ___ N/A X

DID EXCAVATOR PRE-MARK WITH WHITE PAINT? YES ___ NO ___ N/A X

WAS THE FACILITY MARKED ACCURATELY (WITHIN 18 INCHES)? YES ___ NO ___ N/A X

DID EXCAVATOR USE REASONABLE CARE TO MAINTAIN LOCATE MARKS FOR LIFE OF PROJECT? YES ___ NO X

HAVE YOU DISCUSSED THE PREVIOUS STATEMENTS WITH THE OTHER PARTY? YES ___ NO X

IS THERE AGREEMENT? YES ___ NO ___ IF NO, PLEASE EXPLAIN: _____

V. DAMAGE (IF ANY)

FATALITIES: _____ INJURIES: _____ LENGTH OF HOSPITALIZATION: _____

ESTIMATED PROPERTY DAMAGE (\$): _____ NUMBER OF CUSTOMERS AFFECTED: _____

DAMAGED IN: PUBLIC ___ PRIVATE ___ (RIGHT-OF-WAY) PHOTOS OF THE DAMAGED FACILITY? YES ___ NO ___

ADDITIONAL INFORMATION: _____

None

VI. PROBABLE VIOLATION

SPECIFIC STATUTE(S) OR RULE(S) THAT WAS VIOLATED: 49-7A-5 Notification of proposed excavation - Excavator failed to notify SD One Call prior to excavating

ADDRESS/LOCATION OF PROBABLE VIOLATION: 26611 - 467th Ave, Sioux Falls, SD

DATE/TIME OF PROBABLE VIOLATION: 8/30 approximately 2:30 pm

HAVE YOU DISCUSSED THIS PROBABLE VIOLATION WITH THE PARTY THE ACTION IS FILED AGAINST? YES ___ NO X

IF YES, NAME OF THE PARTY WITH WHOM YOU DISCUSSED THE PROBABLE VIOLATION: _____

DESCRIPTION OF PROBABLE VIOLATION:

Justin from Cliff Avenue Greenhouse called me to move trees at the above location. I went to the site on 8/30 at approximately 2:30 pm. I found that Gleason's was in the process of moving the trees and had a hole dug. ~~excavated~~ There were no markings on the site for underground utilities.

I returned to the site at 6:00 pm and talked to the homeowner, Duane Weinacht. Duane gave me permission to take the pictures of the yard. He said he did not wish to sign a written statement, but said he would be willing to talk to SD or Call or PUC officials regarding this.

Attached are pictures showing the trees moved on site and the hole dug by Gleason's Instant Tree Co. My ticket number and cancellation number are also attached.

90" 55" X 44" msg

Deciduous _____ Evergreen X

Name Duane Weinacht

Address 26611 467th Ave

City Sioux Falls State SD

Phone: H _____ W _____ C Justin 941 6451

T _____ N _____ R _____ W _____ Sec _____ 1/4 _____

Lat. _____ long. _____

nearest intersecting 266th St.

ready date 9-4-94 Tues expiration _____

Locate # 042400152

Directions Cancel No
042430323

trees 10 miles 3 price/ea _____

trees _____ miles _____ price/ea _____

Blue Tags

Backyard

_____ WCB _____ called _____ work authorized _____

_____ paid _____ will send check _____ bill _____



